

Administrative Rule Review – ARR18-133
Legislative Service Office

AGENCY Wyoming State Board of Mixed Martial Arts

DATE SUBMITTED: February 22, 2019

SUBJECT: Mixed Martial Arts - Chapter 12 - Practice and Procedure Before the Board (Procedures for Application, Licensure, and Disciplinary Matters)

NATURE OF RULES: Legislative, procedural

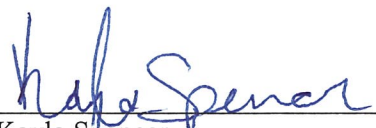
STATUTORY AUTHORITY: W.S. 33-48-101(a) and (g).

DETERMINATION OF PROCEDURAL COMPLIANCE BASED UPON INFORMATION SUBMITTED BY WYOMING STATE BOARD OF MIXED MARTIAL ARTS TO LSO: Apparently complete to date.


SUMMARY OF RULES: The rules do several things. They reorganize the location and refine the language of some sections, they update the authority, process and hearing requirements of the chapter. The rules are now more consistent with other entities across the nation. The rules add a statement of purpose and definitions, they establish the burden of proof for matters before the board, expand the recommendations the application review committee is authorized to provide. The rules modify the notice of intent requirements which now require a notice of intent be provided for any action other than an approval. The rules extend the time an applicant can request a hearing, which is now thirty days. The rules authorize an applicant to petition the board to modify any conditions or restrictions that were imposed by the license. The rules streamline complaint filing language and removed specific complaint requirements and the investigation procedure. The rules reorganize the language relating to possible board actions and add a process for a summary suspension of a license, a presumption related to lawful service and rules relating to dismissal or a default on an action. The rules continue to require compliance with the Wyoming Administrative Procedure Act and Office of Administrative Hearing rules for formal procedures. The notice requirements were expanded, board decision and order resolutions were specified, and the transcript fee rules were amended.

FINDINGS: The rules appear to be within the scope of statutory authority and legislative intent.

STAFF RECOMMENDATION: That the rules be placed on the Consent List and be approved by the Council as submitted by the Agency.



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